

Page 1

**FILED**

1 IN THE UNITED STATES DISTRICT COURT  
2 FOR THE DISTRICT OF NEW MEXICO

UNITED STATES DISTRICT COURT  
ALBUQUERQUE, NEW MEXICO

2 MAY 23 2018

3  
4 In the Matter of the Search of:

5  
6 No. MR 18-414

7 Karl Shroulote, Sr.

8  
9  
10  
11  
12 TELEPHONIC APPLICATION FOR SEARCH WARRANT  
13 April 30, 2018

14  
15  
16  
17 PARTIES ON TELEPHONE CALL:

18 U.S. MAGISTRATE JUDGE LAURA FASHING  
19 BIA SPECIAL AGENT JAMES JOJOLA

20

21

22

23

24

25

MR 18-414  
U.S. v. Shroulote

Telephonic Search Warrant of Karl Shroulote  
April 30, 2018

1 THE COURT: Have you started the recording?

2 BIA SPECIAL AGENT JOJOLA: I've started it  
3 now.

4 THE COURT: All right. All right. So this  
5 is Judge Laura Fashing, and I'm on the telephone with  
6 BIA Special Agent James Jojola.

7 And first, Agent Jojola, do you solemnly swear  
8 that the testimony you're about to give is true and  
9 correct to the best of your knowledge?

10 BIA SPECIAL AGENT JOJOLA: I do.

11 THE COURT: Okay. So please go ahead and  
12 tell me the basis for the warrant.

13 BIA SPECIAL AGENT JOJOLA: Okay. On April  
14 the 29th of 2018, at about 10:42AM, Acoma police  
15 officers were dispatched to the address of 198 Fatima  
16 Hill Road in Acoma Pueblo in the County of Cibola,  
17 State of New Mexico.

18 Officers were notified at that residence that a  
19 17-year-old daughter disclosed to her mother that she  
20 saw her older sister, who I'll refer to from here as  
21 Jane Doe, as being touched by their uncle. Their uncle  
22 was identified as Karl Shroulote, Sr. Karl Shroulote  
23 is an Acoma tribal member and lives on the Acoma Indian  
24 Reservation. The incident location was identified as  
25 Number 6, Arrowhead Road in Acoma Pueblo, Cibola

MR 18-414  
U.S. v. Shroulote

Telephonic Search Warrant of Karl Shroulote  
April 30, 2018

1 County, State of New Mexico.

2 I was notified approximately a few hours -- I'm  
3 sorry, about an hour after Acoma got on scene, and I  
4 began my investigation. During the investigation, Jane  
5 Doe was taken for a SANE exam in Albuquerque at the  
6 Family Advocacy Center.

7 I was able to interview Jane Doe, and she  
8 informed me that she had been drinking a large amount  
9 of alcohol the night before and had passed out. She  
10 did not recall the events after returning back to the  
11 residence and did not know about the incident until she  
12 was informed by her sister, who is identified as Jane  
13 Doe 1.

14 During the course of the investigation, Jane  
15 Doe 1 was identified as a witness. She disclosed  
16 during an interview with myself that she saw her sister  
17 at the foot of the bed with her pants and her underwear  
18 pulled down to the top of her knees and had her genital  
19 area exposed.

20 Jane Doe 1 also stated that her uncle Karl was  
21 at the foot of the bed, and she asked him what he was  
22 doing. Karl pulled his hand back from the area of Jane  
23 Doe's thighs/genitalia area and left the bedroom  
24 quickly.

25 Jane Doe 1 started to scream for help, at which

MR 18-414  
U.S. v. Shroulote

Telephonic Search Warrant of Karl Shroulote  
April 30, 2018

1 time family members began to wake up.

2       Also during the course of the investigation, I  
3 identified a second witness as Jane Doe 2. Speaking  
4 with Jane Doe 2, she confirmed that she did see Jane  
5 Doe with her pants and underwear down and her genitalia  
6 exposed.

7       Family members helped Jane Doe 1 get Jane Doe  
8 into their vehicle and depart the residence back to  
9 their own house.

10      THE COURT: Okay. And then is  
11 Mr. Shroulote -- how do you stay his last name?

12      BIA SPECIAL AGENT JOJOLA: Shroulote?

13      THE COURT: Shroulote. He's currently in  
14 custody at the Acoma Detention Center?

15      BIA SPECIAL AGENT JOJOLA: Yes, he is.

16      THE COURT: Okay. When was he taken into  
17 custody?

18      BIA SPECIAL AGENT JOJOLA: He was taken into  
19 custody yesterday morning.

20      THE COURT: Okay. And based on your  
21 training and experience, do you believe that there  
22 still may be perhaps DNA -- if indeed he touched Jane  
23 Doe's genitals with his hands, there might be DNA  
24 material underneath his fingernails?

25      BIA SPECIAL AGENT JOJOLA: Yes, I do.

MR 18-414  
U.S. v. Shroulote

Telephonic Search Warrant of Karl Shroulote  
April 30, 2018

1 THE COURT: Okay. And how old was the  
2 victim?

3 BIA SPECIAL AGENT JOJOLA: Jane Doe was  
4 identified as 24 years old.

5 THE COURT: Okay.

6 BIA SPECIAL AGENT JOJOLA: And Mr. Shroulote  
7 was identified as 35 years old.

8 THE COURT: Okay. All right. I will  
9 authorize you to collect scrapings from underneath the  
10 fingernails of the subject. And what I'll do is I'll  
11 send you back this search and seizure warrant.

12 Do you have an e-mail that I could send it to,  
13 or does it need to be faxed?

14 BIA SPECIAL AGENT JOJOLA: You can send it  
15 e-mail.

16 THE COURT: Okay.

17 BIA SPECIAL AGENT JOJOLA: Or you can -- are  
18 you ready to copy my e-mail address?

19 THE COURT: I am.

20 BIA SPECIAL AGENT JOJOLA: Okay. It's going  
21 to be james.jojola -- and my last name is  
22 J-o-j-o-l-a -- @bia.gov.

23 THE COURT: Okay. So I'll send this back to  
24 you shortly, and then I'll give you a call back to make  
25 sure that you've received it. Okay?

MR 18-414  
U.S. v. Shroulote

Telephonic Search Warrant of Karl Shroulote  
April 30, 2018

1 BIA SPECIAL AGENT JOJOLA: Yes, ma'am.

2 THE COURT: Okay. Thanks very much.

3 BIA SPECIAL AGENT JOJOLA: Thank you, Judge.

4 THE COURT: Okay. Bye-bye.

5 BIA SPECIAL AGENT JOJOLA: Okay. The time  
6 now is 4:55 PM, April the 30th, 2018.

7 [End of call.]

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

MR 18-414  
U.S. v. Shroulote

Telephonic Search Warrant of Karl Shroulote  
April 30, 2018

1

## REPORTER'S CERTIFICATE

2

I, Jenifer L. Russin, CCR #182, a Certified  
Court Reporter, do hereby certify that the proceedings  
of the above-entitled cause were transcribed by me  
stenographically, and that the within transcript is a  
true and accurate transcription of my shorthand notes.

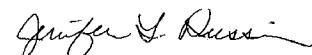
7

I FURTHER CERTIFY that I am neither an attorney  
nor counsel for, nor related to or employed by any of  
the parties to the action, and that I am not a relative  
or employee of any attorney or counsel employed by the  
parties hereto, or financially interested in the  
action.

13

14

15



16

Jenifer L. Russin, RDR, CRR  
Certified Court Reporter #182  
License Expires: 12/31/2018

18

19

20

21

22

23

24

25